

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JUL 12 2013

JULIA C. DUDLEY, CLERK
BY: *HMcDermid*
DEPUTY CLERK

KENNETH VALENTINE AWE,)
Plaintiff,)

Civil Action No. 7:12-cv-00546

v.)

ORDER

VIRGINIA DEPARTMENT OF)
CORRECTIONS, et al.,)
Defendants.)

By: Hon. Jackson L. Kiser
Senior United States District Judge

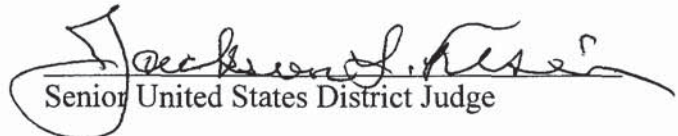
In accordance with the written Memorandum Opinion entered this day, it is hereby

ORDERED

that plaintiff's claims brought pursuant to 42 U.S.C. § 1983 against the Virginia Department of Corrections are **DISMISSED** without prejudice for failing to state a claim upon which relief may be granted, pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) and § 1915A(b)(1), and the Virginia Department of Corrections is **TERMINATED** as a defendant.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 12th day of July, 2013.


Senior United States District Judge